

ESTTA Tracking number: **ESTTA531940**

Filing date: **04/12/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91204617
Party	Defendant C.G.I. International Limited
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Submission	Motion to Amend Application
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Signature	/Robert B. Golden/
Date	04/12/2013
Attachments	Consented Request to Amend Application - 91204617.pdf (3 pages)(126890 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Application Serial No.: 79092488
Mark: PYROGUARD
International Class: 19
Applicant: C.G.I. International Limited
Date of Publication: December 6, 2011

PYROK, INC.,	X	
	:	
	:	
Opposer,	:	
	:	
v.	:	Opposition No.: 91204617
	:	
C.G.I. INTERNATIONAL LIMITED,	:	
	:	
Applicant.	:	
	X.	

**CONSENTED REQUEST TO AMEND APPLICATION
PURSUANT TO 37 C.F.R. § 2.133(a) and TBMP § 514.02**

Pursuant to 37 C.F.R. § 2.133(a), TBMP § 514.02, and the signed settlement agreement dated April 9, 2013, Applicant C.G.I. International Limited, with consent of Opposer Pyrok, Inc., hereby requests amendment of the recitation of goods in the above-identified application, as detailed below.

AMENDMENT OF GOODS

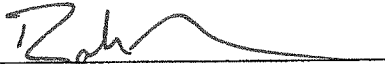
Please amend the recitation of goods to read as follows:

“Glazing materials having fire resistant properties, namely, glass and reinforced glass for building none of the above goods in relation to acoustical or sound absorption goods or principally having sound absorbing properties or applications or marketed as having such properties or applications”

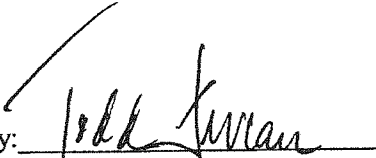
REMARKS

Without acquiescing to the grounds of the opposition, this amendment is sought to resolve the instant opposition. This consented request to amend the subject application complies with the requirements of TBMP § 514.02 and 37 CFR § 2.133(a) in that the above-referenced application is **not** the subject of other *inter partes* proceedings, the sole Opposer has consented and the request will **not** broaden the description of goods.

Respectfully submitted,

By: 
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Attorney for Applicant
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By: 
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Attorney for Opposer
Dated: 11 April 2012

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the enclosed **CONSENTED REQUEST TO AMEND APPLICATION PURSUANT TO 37 C.F.R. § 2.133(a) and TBMP § 514.02** was served on Opposer Pyrok, Inc. on April 12, 2013, via electronic mail, addressed to counsel for Opposer as follows:

Todd Deveau, Esq.
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Dated: Scarsdale, New York
April 12, 2013



Nicole Saraco